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9              IN THE UNITED STATES DISTRICT COURT

10           FOR THE EASTERN DISTRICT OF CALIFORNIA

11

12 UNITED STATES OF AMERICA,      )
                                  )   2:00-cr-325 GEB
13              Plaintiff,         )
                                  )
14      v.                        )
                                  )   MOTION TO DISMISS INDICTMENT
15 MARAT STEPANYAN,               )   AND ARREST WARRANT FILED
                                  )   AGAINST DEFENDANT MARAT STEPANYAN
16              Defendant.        )   AND [PROPOSED] ORDER
17 _____)

18      Plaintiff United States of America, by and through its

19 undersigned counsel, and pursuant to Fed. R. Crim. P. 48, moves to

20 dismiss the indictment and arrest warrant in the above-captioned

21 action filed on June 22, 2000.  Since filing the indictment, the

22 government has not been able to locate the defendant and has come to

23 believe that he fled the United States.  In the meantime, the

24 government no longer has significant evidence and the potential to

25 secure witness testimony necessary for prosecution.  Accordingly, the

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27 government is not able to proceed with the prosecution and submits

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                              1   MOTION TO DISMISS INDICTMENT AND ARREST
                                  WARRANT FILED AGAINST DEFENDANT MARAT
                                  STEPANYAN AND [PROPOSED] ORDER

1   this motion to dismiss the indictment and arrest warrant filed

2   against the defendant.

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4
    DATED: June 2, 2009                     LAWRENCE G. BROWN
5                                           Acting United States Attorney

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                                    By:  /s/ John K. Vincent
8                                        JOHN K. VINCENT
                                         Assistant U.S. Attorney
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12                                  ORDER
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        Based on the motion of the government, and GOOD CAUSE APPEARING
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    THEREFORE, the Court hereby orders that the indictment and arrest
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16  warrant filed against defendant Marat Stepanyan on June 22, 2000, be

17  and are hereby dismissed.

18      IT IS SO ORDERED.
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    Dated:  June 5, 2009
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22  GARLAND E. BURRELL, JR.
    United States District Judge
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    2   MOTION TO DISMISS INDICTMENT AND ARREST
        WARRANT FILED AGAINST DEFENDANT MARAT
        STEPANYAN AND [PROPOSED] ORDER